

THE TOWN OF FOREST HEIGHTS

RESOLUTION 63-19

A RESOLUTION TO PURCHASE A 2016 FULLY EQUIPPED DODGE CHARGER PURSUIT FROM BROOKING INDUSTRIES, INC AND TO PURCHASE ONE USED NOPTIC CAMERA FROM MS MARTIN ENTERPRISES INC.

Introduced by: Habeeb-Ullah Muhammad

WHEREAS, the Town Charter, § 33-63(f) authorizes the Town to forego the normal procurement process through cooperative purchasing in certain cases where another government entity has already made a competitive purchase of said item and therefore the Mayor and Council may, without soliciting bids, purchase the item in question at the bid price from the successful bidder, if the Mayor and Council determines that the bid price is competitive, and

WHEREAS, the Town Charter, § 33-63(g) further authorizes the Mayor and Council by a two-thirds vote to waive the competitive bidding requirements of said Charter section for good cause shown for sole source procurements of unique products and services, and that written findings as to the basis of such waiver shall be placed in the journal of the Council's proceedings, and

WHEREAS, the Town Ordinance Code, § 20.4(a)(6) states that upon written findings entered the journal, the Mayor and Council may exempt the purchase of a good or service from competitive selection processes when the purchase qualifies as a sole source procurement as a result of several circumstances including: One vendor is the only one qualified or eligible or is quite obviously the most qualified or eligible to provide the good or service or the procurement is of such a specialized nature or related to a specific geographic location that only a single source, by virtue of experience, expertise, proximity, or ownership of intellectual property rights, and could most satisfactorily provide the good or service, and

WHEREAS, the Mayor and Council desire to purchase Dodge Charger Pursuit from Brooking Industries, INC with roughly 39,000 miles, and where BROOKING INDUSTRIES, INC to provide a vehicle title without a lien within one week of receiving payment in full.

WHEREAS, the Council and the Chief of Police finds that it is prudent and necessary to purchase a fully equipped 2016 Dodge Charger Pursuit vehicle to replace the 2007 Ford Crown Victoria as a primary patrol vehicle and to use as a spare vehicle for the Police Department, and

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WHEREAS, the Treasurer has certified that the funds are to be made available under line item 7201 and it has been verified that the BROOKING INDUSTRIES, INC is a unique provider has made government sales, and the procurement is for items of a specialized nature in accordance with Section 20.4(a)(6) of the Ordinance Code for the Town of Forest Heights, and

WHEREAS, the Mayor and Council desire to purchase one used NOPTIC Camera from MS Martin Enterprises Inc, 1319 Sacandaga Rd. West Charlton, NY 12010 that is installed in the 2016 Dodge Charger Pursuit at the price of \$ 3,442.50, and

NOW THEREFORE, BE IT RESOLVED that the Mayor and Town Council of Town of Forest Heights, Maryland hereby authorize the Chief of Police to purchase one fully equipped used 2016 Dodge Charger Pursuit from BROOKING INDUSTRIES, INC for a price not to exceed \$20,000, and to purchase one used NOPTIC Camera from MS Martin Enterprises Inc, for a price not to exceed \$3,442.50. This transaction will proceed as further described herein and in the above recitals which are incorporated by reference herein.

AND, BE IT FURTHER RESOLVED that this Resolution shall take effect upon its passage.

PASSED this 16th day of October 2019.

APPROVED: By Resolution of the Town Council of The Town of Forest Heights, Maryland.

| <u>ROLL CALL VOTE</u> | <u>YEA/NAY/ABSTAIN/ABSENT</u> |
|-----------------------|-------------------------------|
| MUHAMMAD | <u>Absent</u> |
| KENNEDY II | <u>Yea</u> |
| NOBLE | <u>Yea</u> |
| BARNES | <u>Yea</u> |
| HINES | <u>Yea</u> |
| WASHINGTON | <u>Yea</u> |
| MANN | <u>Yea</u> |

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ATTEST

SIGNATURE ON FILE

Sherletta Hawkins, Town Clerk

MAYOR AND COUNCIL OF THE TOWN OF
FOREST HEIGHTS, MARYLAND

SIGNATURE ON FILE

Habeeb-Ullah Muhammad, Mayor

SIGNATURE ON FILE

Calvin Washington, Council President

CERTIFICATION

I, hereby certify, as the duly appointed Town Clerk of the Town of Forest Heights, Maryland, that on the 16th day of October 2019 with 6 Aye votes and 0 Nay vote the aforesaid Resolution 63-19 passed.

SIGNATURE ON FILE

Sherletta Hawkins, Town Clerk